

U. S. DISTRICT COURT
W. DIST. OF N. C.

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
 v.)
)
 ARTHUR TORRENCE McILWAINE,)
)
 Defendant.)

Case 3:05-cr-00391-FDW Document 99 Filed 01/16/08 Page 1 of 2


pursuant to 18 U.S.C. §924(d), 18 U.S.C. §982, 21 U.S.C. §853, 26 U.S.C. §5872, and/or 28 U.S.C. §2461(c). The defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against defendant.


In further consideration of this consent order and judgment, defendant's wife, Charmine Price McIlwaine, hereby consents to forfeiture of this property and waives any and all right to notice of any further proceedings herein. The United States agrees to pay Charmine Price McIlwaine one-half of the net proceeds from the sale of the property and to allow her to continue to reside in the property until a final order of forfeiture is entered.

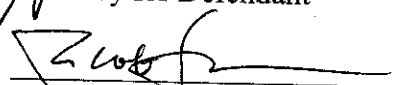
GRETCHEN C. F. SHAPPERT
UNITED STATES ATTORNEY


KEITH M. CAVE

Assistant United States Attorney


ARTHUR TORRENCE McILWAINE
Defendant

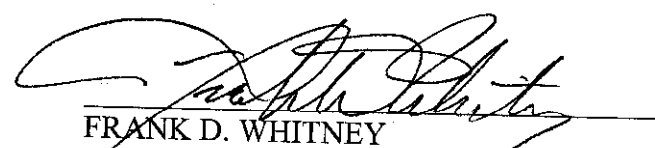

HENDERSON HILL
Attorney for Defendant


JACOB H. SUSSMAN
Attorney for Defendant

Consented and agreed to:


CHARMINE PRICE McILWAINE

Signed this the 16th day of January, 2008.


FRANK D. WHITNEY
UNITED STATES DISTRICT JUDGE